

Riviera Holdings Corp

1

According to:

DEBTORS' SECOND OMNIBUS OBJECTION TO CERTAIN UNLIQUIDATED PROOFS OF CLAIM FILED BY PERSON RECEIVED INJURY CLAIMANTS PURSUANT TO 11 U.S.C. & 502 AND AND FILED FED. R. BANKR. P. 3007(d)(5) my claim is being deemed disallowed or disputed.

DEC 15 2010

*U.S. BANKRUPTCY COURT
MURRAY SCHOTT CLERK*

I have received a "Proof of Claim" form from Gordon ~~Silver~~ on behalf of Riviera Holdings Corporation, to which I did not contact Gordon Silver in any way before receiving this "Proof of Claim" form. The above noted bankruptcy filing says, "The Claims Are Properly Disallowed Because The Claimants Have Failed To Satisfy Their Burden Of Establishing *Prima Facie* Evidence Of The Validity And Amount Of Their Claims." With that being said by the courts, I do not believe that is true. Gordon Silver has sent me a "Proof of Claim" form because Riviera Holdings Corporation was properly notified of the request for remedy by Nevada Equal Rights Commission with a remedy form, a Charge of Public Accommodation Discrimination form, and the information involved in the case. This is the reason that Gordon Silver sent me the "Proof of Claim" form, as I have not had any contact with them before I received the form. The court is saying that I did not properly establish *prima facie* evidence of the validity and amount of my claim, however, that is untrue as Riviera Holdings Corporation had the forms and information before the "Proof of Claim" form was sent to me. In either case that the information was not properly submitted to the bankruptcy court, I am sending this response to the bankruptcy court in response to the objection. I do not believe my claim should be disallowed or disputed and I believe I am rightfully allowed to submit my claim and receive the right remedy.

To whom it may concern,

Taking a vacation is fun and building memories is the key to being able to remember forever. Every vacation may have a flaw or some issues may occur during the trip; however, the problems that occurred while we were on our trip started as minor problems that could easily be fixed by an upper management member and then it escalated to a terror-filled nightmare that no one can change. I hope and pray that no one else has to ever experience the horrific encounters as we have. Ms. Balasbas and I, have never been through anything more horrifying or disturbing in our lives. We have been humiliated, discriminated against, and our privacy was violated. We were paraded around like criminals, harassed, cursed at, and almost assaulted. We feel that there is no respect from the hostile employees at the Riviera and there are more problems to come due to the hazardous situations Riviera puts its customers into. After we were harassed, accused of parting in illegal activities, and discriminated against; all we were asking the security management was to fix the situation and help us. We were guests of the hotel. We were calling for management to get some help. Instead we were harassed, threatened, intimidated, humiliated, and defamatory words and discriminatory words were used against us. We needed help! We came to Las Vegas to celebrate love, life, and my partners birthday. We did not come to Las Vegas to be belittled. I almost lost my partner of six years after a painful and life threatening hospital stay in the Intensive Care Unit, Rehabilitation, and I was devastated. When she finally came to, we decided that we were going to get

Domestic Partnership , to which in our luck Nevada supports this. The week we arrived we picked up our papers from the Secretary of State. My partner celebrated her 23rd birthday, which we had no idea she would live to see this day during her near death experience. We were very hurt and disappointed that the day before Valentine's day we would have to be removed from our hotel because of a security officers misconceptions. We were celebrating our non-traditional "marriage" the week we were staying in Las Vegas, and all of that came down to a teary end because of the tragedy we were put in. I hope and pray this never happens to anyone ever again; next time it may be worse. My "wedding" day, my partners birthday celebration and life celebration was ruined. I do not understand why the security decided to treat us this way, but, I believe we deserve restitution and justice must be served. My partner came on this vacation with a disability, the security officers disregarded that. Also, we were discriminated by our color, our gender, race, sex, sexual orientation, age, and class. Justice must be served. If we cannot come to an agreement, I believe there are other legal ways to settle this matter.

Respectfully,

Ashley-Ann Fernandez

A handwritten signature in black ink that reads "Ashley-Ann Fernandez". The signature is fluid and cursive, with "Ashley-Ann" on the top line and "Fernandez" on the bottom line.

SECRETARY OF STATE



Certificate Number: 001592

This is to certify that

ASHLEY-ANN P. FERNANDEZ

and

BROOKE K. BALASBAS

In accordance with Nevada Revised Statutes Chapter 122A are registered as

**DOMESTIC PARTNERS
IN THE STATE OF NEVADA**

IN WITNESS WHEREOF, I have hereunto
set my hand and affixed the Great Seal of State,
at my office on 2/3/2010

A handwritten signature of Ross Miller in black ink.

ROSS MILLER
Secretary of State



Furthermore, I attest that I do not do any illicit drugs. I do not partake in any illegal and unethical activities. I am a responsible and respectable adult in my community. I am a parent that cares about the well-being of my child and I would never put my child in any danger. If the court would like to obtain DNA through blood samples, hair follicle tests, urinary test, or skin tests; I am willing and ready to accept the task at hand. If blood tests are needed from prior to this incident, I am an active blood donor at Hawaii Blood Bank which screen for drugs, and my clinical lab may have some samples available from previous tests done for medical conditions I am being treated for. I have offered The Riviera Hotel and Casino staff to have me tested for illicit drug usage and I was denied. I am willing and ready to be tested as I was before because I have not used drugs at the time, nor do I do drugs now. I am disappointed and disgusted that we must take this route to see justice be served.

Respectfully,

Ashley-Ann Fernandez

Ashley-Ann Fernandez 11/24/2010

Date and time of events that occurred while in Las Vegas during this vacation:

We have recorded time and date information of our whereabouts through receipts, tickets and phone records that were accumulated in Las Vegas.

- **Feb. 9, 2010 @ 10:15p.m: Left Hawaii for Las Vegas**
- **Feb. 10, 2010 @ 7:31a.m: arrived in Salt Lake City Utah**
- **Feb. 10, 2010 @ 9:18a.m: arrived in Las Vegas**
- **Feb. 10, 2010 @ 10:01a.m: Checked in at The Riviera Hotel and Casino**
- **Feb. 10, 2010 @ 1:00p.m: At the Fremont Hotel and Casino**
- **Feb. 10, 2010 @ 2:44p.m: Chocolate Heaven#3 in the Riviera hotel and Casino**
- **Feb. 10, 2010 @ 3:15p.m:Changed rooms due to unsanitary room (Moved from room 2103 to 2314 in the Monte Carlo Tower)**
- **Feb. 10, 2010 @ 6:12p.m: In-N-Out Burger Sahara**
- **Feb. 10, 2010 @ 7:50p.m:Walmart**
- **Feb. 10, 2010 @ 8:10p.m: Arrived at the Rio Hotel and Casino for the Penn and Teller show that started at 9:00p.m.**
- **Feb. 10, 2010 @ 9:00p.m-11:00p.m: Penn and Teller show at the Rio and meet and greet with Penn and Teller**
- **Feb. 10, 2010 @ 11:22p.m:Walmart**
- **Feb. 10, 2010 @ 11:45p.m:Fremont Hotel and Casino to meet with family**
- **Feb. 10, 2010 @ 2:00a.m: Returned to the Riviera Hotel and Casino. Found filthy bed and left for the night**

- **Feb. 11, 2010 @ early morning:** Called front desk manager and moved rooms to room 2506. Bell cart came to get our things.
- **Feb. 11, 2010 @ approx. noon-4:30p.m:** Premium Outlets mall (Receipt for Hot Dog on a Stick)
- **Feb. 11, 2010 @ 5:20p.m:** Circus Circus Hotel and Casino
- **Feb. 11, 2010 @ 7:30pm:** Lawry's prime Rib
- **Feb. 11, 2010 @ 10:50p.m:** Mandalay Bay and Casino
- **Feb. 11, 2010 @ approximately Midnight:** Returned back to The Riviera Hotel and Casino
- **Feb. 12, 2010 @ 11:21a.m:** ABC Store in The Riviera Hotel and Casino to purchase tobacco
- **Feb. 12, 2010 @ 12:00p.m:** Nevada Secretary of State Office to pick up our Domestic Partnership papers
- **Feb. 12, 2010 @ 1:00p.m:** Swap meet near the Secretary of State Office
- **Feb. 12, 2010 @ 2:30p.m:** Stratosphere Hotel and casino (Receipt @ 3:56p.m @ Tower Pizzeria)
- **Feb. 12, 2010 @ 12:16a.m:** Gustav's Bar Paris Las Vegas
- **Feb. 13, 2010 @ 3:30a.m:** ABC Store Riviera Hotel and Casino
- **Feb. 13, 2010 @ 6:23p.m:** Riviera Hotel and Casino Buffet
- **Feb. 13, 2010 @ 8:01p.m:** ABC Stores in the Riviera Hotel and Casino
- **Feb. 13, 2010 @ 8:10p.m:** Left The Riviera Hotel to go to Fremont Hotel and Casino

- **Feb. 13, 2010 @ approx. 10p.m: Arrived back at the Riviera Hotel and got accused of doing drugs and was being harassed by Security Personnel.**
- **Feb. 13, 2010 @ 10:26p.m: Called Riviera Front Desk @ 702-734-5110 Spoke with the manager. Call lasted 11 minutes**
- **Feb. 13, 2010 @ 10:38p.m: Called Las Vegas Metropolitan Police Department at 702-828-3111. Call Lasted 3 minutes**
- **Feb. 14, 2010 @ 3:08a.m: Called Cheaptickets.com at 1-888922-8849. 32Minutes**
- **Feb. 14, 2010 @ 12:16p.m: Called the Riviera Security Office to speak with Doug Poppa 702-734-5110. Call Lasted 3 minutes**



GUEST CHARGE

Present this slip for charging privileges throughout the hotel

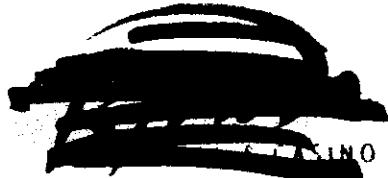
EXPIRES ON DEPARTURE

ASHLEY ANN FERNANDEZ

Room: 2103
Group: ORBTZPG
Guests: 2
Arrival: Feb 10
Departure: Feb 15
Payment method: FMC



401995892242



WELCOME to the Riviera Hotel and Casino
Your credit card will be authorized for the
balance of room and tax as well as
incidential

ASHLEY ANN FERNANDEZ
You are registered to room 2103

2901 Las Vegas Blvd S.
Las Vegas NV US
02/10/2011
P83047

XXXXXX	9472
SEQ. NUMB	2711
AUTH. NUM	101105
WITHDRAW	\$300.00
FROM CHK	
SURCHARGE:	\$4.00
LEDGER	\$1929.14
AVAIL	\$1629.14

One King Bed Monte Carlo Tower
Feb 10 Package
Feb 11 Package
Feb 12 Package
Feb 13 Package
Feb 14 Package

CreditCard MASTERCARD **** *9472

Directions to the Monte Carlo Tower

Proceed into the casino past the bell desk.
Turn right at the banking center and proceed
past the Versailles Showroom to the
elevators on the left

Welcome to the Riviera!
We hope you enjoy your stay.
Please see the Bell Desk for luggage
assistance.
www.Rivierahotel.com



401995892242

CUSTOMER COPY**GCA**

www.gcamerica.com

Interstate Payment Systems Inc.
Interstate, Colorado 80101

Think

Be Responsible

FOR ADDITIONAL HELP

WE AGAINST GAMBLING, CALL

1-800-522-4700

58356762

Pay To: [REDACTED]

Pay The Sum Of: ***\$500.00*** (U.S. Funds)

Fee: \$16.95
 Acct Charged: \$516.95
 Purchased From: DEBIT
 Reference: 004130610208
 Location: 79796171

Cardholder: ashley fernandez
 Card Number: *****9472
 [REDACTED]

CASH
NON-NEGOTIABLE

Player's Card:

FOR QUESTIONS ABOUT THIS TRANSACTION, CALL 800-644-0439

We collect certain personal information ("Information") about you from the following sources:

- (1) Information we receive from you on applications or other forms; and
- (2) Information about your transactions with us, our affiliates, or others.

We may disclose all of the information that we collect, as described above. We may disclose information about you to the casino in which you use our services. We may also disclose information about you to unaffiliated third parties as permitted by law. We may disclose all of the information we collect, as described above, to companies that perform marketing services on our behalf or to other financial institutions with whom we have joint marketing agreements. If you prefer that we not disclose information about you to unaffiliated third parties, you may opt out of these disclosures, that is, you may direct us not to make those disclosures (other than those permitted by law). If you wish to opt out of disclosures to unaffiliated third parties, you should contact (800) 644-0439. We also disclose information about you to those employees who we determine need to know that information to provide products or services to you. We maintain physical, electronic, and procedural measures to guard information about you.

ASHLEY ANN FERNANDEZBALLY'S HOTEL
LAS VEGAS, NV 89109-43

MERCHANT I.D.: 807542211830605711001

MERCHANT ID: 54211830605711

MASTERCARD
54211830605711001

SALE

CREDIT

INV#

INV#:

075036

MCH# 595

MCH#:

075036

GROUP: ORBTZPG
GUESTS: 1

PAYMENT METHOD: FMC

LAS VEGAS, NV 89102
(800)786-1000

CREDIT

MCH#

075036

TOTAL \$22.16

CREDIT SALE

Easy #1	
2 Db1Db1	5.98
2 W	
FF Animal	3.19
Lg Coke	1.50
XL T-Shirt	8.95

CHARGE DETAIL

Name: ASHLEY FERNANDEZ
 Card Type: MasterCard
 Account: *****9472 S
 Auth Code: 091060
 Trans #: 1277

AUTH AMT: \$21.21

L1 T1

CUSTOMER COPY

6:38 PM

YOUR GUEST NUMBER IS
49

380 1 337 1293

Cashier: CHRISTINE
Check : 49

** V Shk 1.85

Counter-Take Out

TAX 8.10% 1.85
Amount Due \$2.00Mastercard Tender \$2.00
Change \$0.00

THANK YOU!

Wal-Mart
MANAGER ROBERT HOLDER
(702) 258 - 4640
ST# 3473 OP# 00006033 TEL 24 TR# 08685
PTX TAMPON 007830009836 3.97 X
SUBTOTAL 3.97
TAX 1 8.10% 0.32
TOTAL 1.29
DEBIT TEND 1.29
DEBIT CASH BACK 100.00
TOTAL DEBIT PURCHASE 101.29
CHANGE DUE 100.00

EFT DEBIT PAY FROM PRIMARY
ACCOUNT: 9472
1.29 PURCHASE
100.00 CASH BACK
101.29 TOTAL PURCHASE
REF # 004200670626
NETWORK ID: 0890 APPR CODE 142567
02/10/10 19:50:18

ITEMS SOLD 1

TC# 2798 7340 9386 9518 4644

Tax Free In store at Jackson Hewitt
and Check Cashment Wal-MartRio All Suite
Hotel And Casino
PRESENTS

In The Penn & Teller Theater

Pre-show with live jazz by
The Mike Jones Duo at 8pm
Gratuity Not Included
L.E.T. Included
No Exchanges/No Refunds
No Cameras/Video Equipment

Seats Not Guaranteed
80 Minutes Prior To Show TimeSECT 2 A
ROW BB
SEAT 10EXC- VDC P&T
\$82.50
EVegas.comUSER: Ja Mc
POS: Penn Tr 83
ResID: 531 525 311
5201-1137164-002001

Trans Tkt Qty: 2

Code:

Rio All Suite
Hotel And Casino
PRESENTS

In The Penn & Teller Theater

Pre-show with live jazz by
The Mike Jones Duo at 8pm
Gratuity Not Included
L.E.T. Included
No Exchanges/No Refunds
No Cameras/Video Equipment

Seats Not Guaranteed
80 Minutes Prior To Show TimeSECT 2 A
ROW BB
SEAT 9USER: Ja Mc
POS: Penn Tr 83
ResID: 531 525 311
5201-1137164-002002

Trans Tkt Qty: 2

Code:

Save money. Live better.

Walmart

MANAGER ROBERT HOLDER
(702) 258 - 4540

ST8 3473 OP# 00003967 T82 08 TR# 04762
SC RASPBERRY 007874243448 F 0.78 N
BLENDED JCE 004850005011 F 2.63 O
SPLASH JCE 006100012711 F 1.98 O
SPLASH JCE 006100012711 F 1.98 O
BBQ PRTZL PC 007797500682 F 2.50 N
SUBTOTAL 9.87
TOTAL 9.87
DEBIT TEND 9.87
DEBIT CASH BACK 100.00
TOTAL DEBIT PURCHASE 109.87
CHANGE DUE 100.00

EFT DEBIT PAY FROM PRIMARY
ACCOUNT : 9472
9.87 PURCHASE
100.00 CASH BACK
109.87 TOTAL PURCHASE
REF # 004200299619
NETWORK ID: 0090 APPR CODE: 461602
02/10/10 23:21:59

ITEMS SOLD 5

TC# 7957 9460 5658 5001 1836


Tax Prep In store at Jackson Hewitt
and \$3 Check Cashing at Walmart

ASHLEY ANN FERNANDEZ

GROUP: ORBTZPG
GUESTS: 1

PAYMENT METHOD: FMC

16 FEBRUARY 2011
CHECK #702232-1

1 32oz. CHILLER	\$3.75
Sales Tax 08.10%	\$0.30
TOTAL	\$4.05

\$1 TUESDAYS!!
 Every Tuesday
 Hot Dogs on a Stick
 are just \$1 each!

1 CUSTOMER

Visit us at...
www.hotdogonastick.com

Smile Given By : Krista M.

ORDER 089

CASH	:	\$4.25
CHANGE:		\$0.20

GCA

www.gcainc.comIssued by Integrated Payment Systems Inc.
Englewood, Colorado 82-40/1021

CUSTOMER COPY

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FOR INFORMATION ABOUT HELP
 WITH A GAMBLING PROBLEM, CALL
 1-800-522-4700

57783835

Pay To:

Pay The Sum Of: ***\$500.00*** (U.S. Funds)

Fee: \$16.95
 Acct Charged: \$516.95
 Purchased From: DEBIT
 Reference: 004231016922
 Location: 79803387

Cardholder: ASHLEY FERNANDEZ
 Card Number: **** * * * * * * * * 9472

CASH
 NON-NEGOTIABLE

Player's Card:

FOR QUESTIONS ABOUT THIS TRANSACTION, CALL 800-644-0439
 We collect nonpublic personal information ("information") about you from the following sources:

- (i.) Information we receive from you on applications or other forms; and
- (ii.) Information about your transactions with us, our affiliates, or others.

We may disclose all of the information that we collect, as described above. We may disclose information about you to the casino in which you use our services. We may also disclose information about you to nonaffiliated third parties as permitted by law. We may disclose all of the information we collect, as described above, to companies that perform marketing services on our behalf or to other financial institutions with whom we have joint marketing agreements. If you prefer that we not disclose information about you to nonaffiliated third parties, you may opt out of those disclosures, that is, you may direct us not to make those disclosures (other than those permitted by law). If you wish to opt out of disclosures to nonaffiliated third parties, you should contact us at (800) 644-0439. We restrict access to information about you to those employees who we determine need to know that information to provide products or services to you. We maintain physical, electronic, and procedural safeguards to guard information about you.

CUSTOMER COPY

Think

Be Responsible

FOR INFORMATION ABOUT HELP
WITH A GAMBLING PROBLEM, CALL
1-800-522-4700**63220268****GCA**

www.gcainc.com

Issued by Integrated Payment Systems Inc.
Englewood, Colorado 82-40/1021

Pay To: [REDACTED]

RESCORTA

Pay The Sum Of: ***\$300.00*** (U.S. Funds)

Fee: \$10.95
 Acct Charged: \$310.95
 Purchased From: DEBIT
 Reference: 004231146730
 Location: 79798132

Cardholder: ASHLEY FERNANDEZ
 Card Number: *****9472
 [REDACTED]
 [REDACTED]
 Player's Card: [REDACTED]

CASH
NON-NEGOTIABLE

FOR QUESTIONS ABOUT THIS TRANSACTION, CALL 800-644-0439

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Sales Tax Inclusive

Gustav's Bar Paris
Check: 1227224
Server: Pinit F
Terminal: 122

Regular
Bittel Tower 33.98
16.99

Subtotal 33.98
Total 33.98

Cash 40.00
Change 6.02

GRAND TOTAL 33.98

T122 C30222 2/12/2010 0:16

TR#

Bind at Paris, Bally
Flamingo, Harrahs, C
and charge your hote

OPEN UNTIL 10:30 PM

Visit us at WWW.ABCSTORES.COM

02187268169 WINNING GUM 2 10
 09060000014 USA GOLD

SUBTOTAL 7.24
 8.10% TAX
 TOTAL
 MC

MC: XXXXXXXXXXXX9472

APPR:076884

Tran Code: 04F OHAB 00A 0330



04F0HAB00A0330

41958 560 \$ 75

(REPRINT #1)

Register:10



** Save your receipts for FREE GIFTS **



SALES DRAFT

2000 Las Vegas Boulevard South
 LAS VEGAS, NEVADA 89104
 (800) 998-6937

MERCH ID: 000000000413369600
 CASHIER: Roxann
 TERMINAL: 373

Master Card

NAME: FERNANDEZ/ASHLEY
 NUMBER: XXXXXXXXXXXX9472
 EXPIRE: XX/XX
 AUTH: 051283
 AMOUNT: 17.30

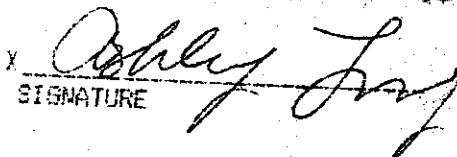
CHECK# 3730838
 TABLE:

TOTAL: 17.30

GRATUITY:

TOTAL:

I agree to pay above total amount according to my card issuer agreement.


 SIGNATURE

Merchant Copy

OPEN 24 HOURS
Visit us at WWW.ABCSTORES.COM



02720000559 KOOLES SINGL 6.75 T
88892602113 S/B EGG SLD 2.99
88892601106 S/B SNDWCH 3.99

SUBTOTAL 13.72

8.10% TAX

TOTAL

MC (14.28)



MC: XXXXXXXXX123456789012

APPR:035170

Tran Code: 04E OHAC 00A 0516



04E OHAC 00A 0516



42920

956 # 121

(REPRINT #1)

Register:10



** Save your receipts for FREE GIFTS **

OPEN UNTIL 10:30 PM

Visit us at WWW.ABCSTORES.COM

09060000014 USA GOLD 4.75 T
985723152 JACKPOT SLD 9.99 T



SUBTOTAL 14.74

8.10% TAX 1.19

TOTAL 15.93

CASH (16.00)

CHANGE 0.07-

Tran Code: 04F OHAC 00E 0N15



04F OHAC 00E 0N15

40027 563 # 555

Register:11



** Save your receipts for FREE GIFTS **



702-734-5110

200042 DANIELLE

CHK 3612 2813'10

1 DINNER BUFFET 18.99
1 DINNER BUFFET 18.99

SUBTOTAL 37.98

TAX 3.08

PAYMENT 41.06

2506

FERNANDEZ, ASHLEY AN

401995392242

ROOM CHARGE 41.06

Gratuity :

Total :

Room Number:



****Please Print Last Name****

INATURE

Please Visit our web site at
www.theriviera.com